

for Roanoke
OCT 17 2006IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISIONJOHN F. CORCORAN, CLERK
BY: *M. Hupp*
DEPUTY CLERKBRIAN C. JONES, SR.,
Petitioner,) Civil Action No. 7:06CV00601
)

v.

) ORDER
)UNKNOWN,
Respondent.) By: Hon. Jackson L. Kiser
) Senior United States District Judge

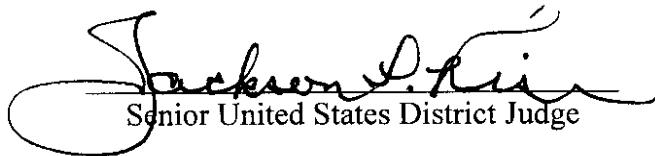
In accordance with the accompanying memorandum opinion, it is now

ORDERED

that the above-referenced petition for writ of habeas corpus, pursuant to 28 U.S.C. § 2254, shall be and hereby is **DISMISSED** without prejudice and stricken from the active docket of the court. Any pending motions are **DENIED** as **MOOT**.

The Clerk is directed to send certified copies of this order and the accompanying memorandum opinion to the petitioner.

ENTER: This 17th day of October, 2006.


Senior United States District Judge